

# **FISCAL NOTE**

## **SB 691 - HB 1163**

February 19, 2001

### **SUMMARY OF BILL:**

- Amends TCA 65-11-101 by requiring any person or corporation owning or operating a railroad in the state to maintain, at the railroad company's own expense, all railroad right-of-way properties within municipal boundaries in accordance with local health and environmental laws and ordinances.
- Authorizes each municipality and county to adopt this change for the purposes of improving and maintaining public streets and thoroughfares within its jurisdiction. Requires the county or municipality to file one copy of the new local ordinance in the office of the recorder of the municipality or the office of the clerk of the county.
- Authorizes any municipality or county that adopts the change to their local ordinance to enforce the penalties for non-compliance outlined in TCA 65-11-102.
- Adds a provision to TCA 65-11-102, which counts as a separate violation, each day that any person or corporation owning or operating a railroad in this state is in violation of TCA 65-11-101. Under existing law, the penalty outlined in TCA 65-11-102 is not less than \$10 and not more than \$100.

### **ESTIMATED FISCAL IMPACT:**

#### **Increase State Revenues - Not Significant**

Estimate assumes a not significant increase in state revenues due to provision of the bill that specifies that each day of noncompliance constitutes a separate violation.

### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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